

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Shelton et al.

Serial No.: 10/796,176

Group Art Unit: 1796

Filed: March 09, 2004

Examiner: Saira B. Haider

For:

LOW MOLECULAR WEIGHT CELLULOSE MIXED ESTERS AND THEIR  
USE AS LOW VISCOSITY BINDERS AND MODIFIERS IN COATING  
COMPOSITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION**

Eastman Chemical Company, a corporation organized and existing under the laws of the State of Delaware, United States of America, having a place of business at Kingsport, Tennessee, the owner of the entire right, title and interest in the present application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the pending claims of the present application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to its grant,

- ☒ of any patent granted on pending second Application Number 10/796,235,  
filed on March 9, 2004.
- ☐ of prior Patent No. \_\_\_\_.

The owner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that it and

- ☒ any patent granted on the second Application
- ☐ the prior Patent

are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173

- ☒ of any patent granted on the second Application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that such granted patent:
- ☐ of the prior Patent, as shortened by any terminal disclaimer filed prior to its grant, in the event that it later:

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The undersigned is an attorney of record.

The terminal disclaimer fee under 37 CFR 1.20(d) is included.

Respectfully submitted,

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05/20/2009

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